

MELINDA HAAG (CABN 132612)  
United States Attorney

MIRANDA KANE (CABN 150630)  
Chief, Criminal Division

CAROLYNE ARANGO SANIN (DCBN 499564)  
Special Assistant United States Attorney  
150 South Almaden Boulevard, Suite 900  
San Jose, California 95113  
Telephone: (408) 535-5596  
Facsimile: (408) 535-5066  
carolyne.sanin@usdoj.gov

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Attorneys for the United States

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	No. 11-CR-00701 DLJ
	)	
Plaintiff,	)	STIPULATION AND []
	)	ORDER CONTINUING HEARING TO
v.	)	
	)	
RODOLFO PEREZ-MORALES,	)	
	)	
Defendant.	)	
	)	
	)	

IT IS HEREBY STIPULATED between the parties and based upon such stipulation it is hereby ordered, that the sentencing hearing for the defendant in the above-entitled case, currently scheduled for May 24, 2012 at 9 am be continued and rescheduled to June 21, 2012 at 9am. The parties by and through their counsel of record, hereby stipulate to the following: The parties have jointly agreed that the current sentencing hearing date of May 24, 2012 at 9am be continued until June 21, 2012 at 9am.

The reason for the continuance is that Government counsel is seeking the plea colloquy transcript from the defendant's February 23, 2012 change of plea hearing in this matter. Defense counsel is contending that the defendant may not be sentenced to more than the statutory maximum of 24 months pursuant to 18 U.S.C. Section 1326(a) because the defendant did not

6  
7 It is so stipulated.

/s/  
CAROLYNE ARANGO SANIN  
Special Assistant United States Attorney

Based upon the stipulation of the parties, and for good cause shown, the Court HEREBY ORDERS that the sentencing hearing in this matter previously set for May 24, 2012 at 9am be continued and rescheduled to June 21, 2012 at 9am. The sentencing memorandum deadline shall be extended to June 14, 2012.

D. LOWELL JENSEN  
UNITED STATES DISTRICT JUDGE